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**MAILED**

**APR 03 2006**

Technology Center 2100

WU HSIANG MIN  
P.O. BOX 82-144  
TAIPEI TW TAIWAN

In re Application of: Hsiang Min WU )  
Application No. 09/870,633 ) **DECISION ON PETITION TO**  
Attorney Docket No. NONE ) **WITHDRAW HOLDING OF**  
Filed: June 1, 2001 ) **ABANDONMENT UNDER 37 CFR**  
For: METHOD OF VIDEO DISPLAYING ) **§1.181**  
FOR E-MAILS )  
)

This is a decision on the petition, filed March 25, 2005 requesting the Withdrawal of the Holding of Abandonment of the above-identified application, under 37 CFR §1.181. The instant application was held abandoned for failure to timely pay respond to the first Office action (non-final) mailed December 8, 2003. A Notice of Abandonment was mailed on March 24, 2006.

According to the MPEP §711.03(c), the showing required to establish non-receipt of an Office action includes the following:

- 1) *a statement from practitioner that the Office action was not received,*
- 2) *a statement from practitioner that the file jacket and docket records were searched,*
- 3) *a copy of the docket record at the address of record, and*
- 4) *a reference to the docket record in the practitioner's statement.*

In support of the petition, applicants' representative provides a statement that the non-final Office action, mailed December 8, 2003, was not received and that a search of the file jacket and document records has been performed. Petitioner has also submitted a copy of the docket record at the address of record as well as a reference to the docket record in practitioner's statement.

Petitioner has established non-receipt of the Office action according to the requirements set forth above. Accordingly, the petition is **GRANTED**.

The application is being forwarded to the Supervisory Legal Instruments Examiner with instructions to **WITHDRAW** the holding of abandonment and restore the instant application to pending status, before **REDATING** and **REMAILING** the non-final Office action to the applicant.

Brian L. Johnson  
Special Programs Examiner

Technology Center 2100, Computer Architecture, Software, and Information Security